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PTO/SB/18 (08-00)

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**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

91.001

First Named Inventor

John M. Lipscomb et al

Title

Cat Litter Scoop Holder and Scoop

Express Mail Label No.

EL647008405US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. (X) Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original, and a duplicate for fee processing)
2. (X) Applicant claims small entity status
See 37 CFR 1.27
3. (X) Specification [Total Pages 27]
(preferred arrangement set forth below, MPEP 1503.01)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claims
 - Abstract of the Disclosure
4. (14) Drawing(s) (35 U.S.C. 113) [Total Sheets ____]
5. Oath or Declaration [Total Pages 2]
 - a. () Newly executed (original or copy)
 - b. () Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 16 completed)
 - i. () **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63 (d)(2) and 1.33 (b).
6. () Application Data Sheet. See 37 CFR 1.76
7. () CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

8. () Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. () Computer Readable Form (CRF)
 - b. () Specification Sequence Listing on:
 - i. () CD-ROM or CD-R (2 copies); or
 - ii. () paper
 - c. () Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. () Assignment Papers (cover sheet & document(s))
10. () 37 CFR 3.73(b) Statement () Power of Attorney
(when there is an assignee)
11. () English Translation Document (if applicable)
12. () Information Disclosure Statement (IDS)/PTO-1449 () Copies of IDS Citations
13. () Preliminary Amendment
14. (X) Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. () Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. () Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i) - Applicant must attached form PTO/SB/35 or its equivalent
17. () Other: _____

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

() Continuation () Divisional () Continuation-in-part (CIP) of prior application No: _____/_____

Prior application information: Examiner _____

Group / Art Unit: _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS☒ Customer Number or Bar Code Label

(Insert Customer Number or Bar Code Label here)

or ☐ Correspondence address below

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Signature

Date JUNE 1, 2001

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I hereby certify that this correspondence is being deposited with the U.S. Post Office as Express Mail in an envelope addressed to: Assistant Commissioner for Patents, Box Design, Washington, D.C. 20231 on 6-1-01. The Express Label No. is EL647008405US. Christine Kuerzler 6-1-01

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)**355.00**

Complete if Known

Application Number
Filing Date
First Named Inventor John M. Lipscomb et al
Examiner Name
Group Art Unit
Attorney Docket No. 91.001

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:
Deposit Account Number 50-1170
Deposit Account Name Boyle Fredrickson Newholm Stein & Gratz S.C.
☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
☒ Applicant claims small entity status See 37 C.J.R. 1.27
2. ☒ Payment Enclosed:
☒ Check ☐ Credit Card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	355
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$)**355**

2. EXTRA CLAIM FEES

Total Claims 20 -20**= ☐ x Fee from Below 18 = ☐
Independent Claims 3 -3**= ☐ x 80 = ☐
Multiple Dependent ☐ = ☐

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

SUBMITTED BY

Name (Print/Type)	Registration No. (Attorney/Agent)	Telephone
David D. Stein	40,828	(414) 225-9755
Signature	Date	JUNE 1, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant commissioner for Patents, Washington, DC 20231

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **John M. Lipscomb, Timothy B. Strandell and Daniel J. DeLay**

For: **CAT LITTER SCOOP HOLDER AND SCOOP**

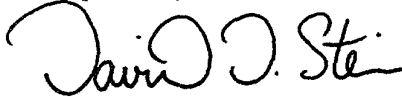
REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

Director of the U.S. Patent
and Trademark Office
Washington, DC 20231

Sir:

I hereby certify that the invention disclosed in the attached *application has not and will not be* the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C 122(b).

Respectfully submitted,



David D. Stein
Registration No. 40,828

Dated: June 1, 2001

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Docket No. 91.001